

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

<b>CHERYL JOHNSON-WILLIAMS, a/k/a</b>	§	
<b>CHERYL ANGRUM,</b>	§	
<b>Plaintiff,</b>	§	
	§	
<b>v.</b>	§	<b>Civil Action No. 3:14-CV-3927-M (BH)</b>
	§	
<b>CITIMORTGAGE, INC.; MORTGAGE</b>	§	
<b>ELECTRONIC REGISTRY SYSTEMS;</b>	§	
<b>SHELLEY ORTOLANI, et al.</b>	§	
<b>SUBSTITUTE TRUSTEES,</b>	§	
<b>Defendants.</b>	§	<b>Referred to U.S. Magistrate Judge</b>

**RECOMMENDATION REGARDING REQUEST TO PROCEED  
IN FORMA PAUPERIS ON APPEAL**

Pursuant to *Amended Miscellaneous Order No. 6* (adopted by *Special Order No. 2-59* on May 5, 2005), requests to proceed *in forma pauperis* are automatically referred. Before the Court is the plaintiff's motion to proceed in forma pauperis on appeal, received March 10, 2016 (doc. 30).

- (X) The motion for leave to proceed *in forma pauperis* on appeal should be DENIED for the following reasons:
- (X) Plaintiff is not a pauper. A review of the financial information provided by plaintiff shows a monthly income of \$3,257.00 and monthly expenses of approximately \$2,263.00. Given this financial information showing monthly income exceeding monthly expenses by \$994.00, the Court should conclude that plaintiff will not suffer undue financial hardship after payment of the \$505.00 filing fee. *See Prows v. Kastner*, 842 F.2d 138, 140 (5th Cir. 1988).

**If the Court denies the request to proceed *in forma pauperis* on appeal, Plaintiff may challenge the denial by filing a separate motion to proceed *in forma pauperis* on appeal with the Clerk of Court, U.S. Court of Appeals for the Fifth Circuit, within thirty days after service of the notice required by Fed. R. App. P. 24(a)(4). *See* Fed. R. App. P. 24(a)(5).**

**SIGNED this 15th day of March, 2016.**

  
IRMA CARRILLO RAMIREZ  
UNITED STATES MAGISTRATE JUDGE